

H. C. R. No. 95—Commending Mrs. Georgiana Ruth Kennedy Sims.

S. R. No. 765—By Senator Creighton: Extending welcome to teacher and student, Weatherford College, Weatherford.

S. B. No. 766—By Senator Bernal: Extending welcome to Democratic Women of Bexar County.

S. R. No. 767—By Senators Jordan and Wallace: Extending welcome to sponsors and students, Social Service Club, Booker T. Washington High School.

S. R. No. 768—By Senator Herring: Extending welcome to teacher and students, fifth grade, St. Elmo Elementary School.

S. R. No. 769—By Senator Brooks: Extending welcome to Mrs. Pansy Ramey, et al.

S. R. No. 771—By Senator McKool: Extending commendation to Mallori Polk.

S. R. No. 772—By Senator McKool: Extending congratulations to Eric McClellan.

S. R. No. 773—By Senator McKool: Extending congratulations to Riekey Allen.

S. R. No. 777—By Senator Watson: Extending welcome to Robert Hawkins.

S. R. No. 778 — By Senator Schwartz: Extending welcome to Mrs. Norma Schillinger.

#### Adjournment

On motion of Senator Aikin the Senate at 12:02 o'clock p.m. adjourned until 11:00 o'clock a.m. tomorrow.

#### APPENDIX

Sent to Governor

March 23, 1971

S. C. R. No. 60.

S. C. R. No. 61.

#### FORTY-THIRD DAY

(Wednesday, March 24, 1971)

The Senate met at 11:00 o'clock a.m., pursuant to adjournment, and was called to order by the President Pro Tempore.

The roll was called and the following Senators were present:

Aikin	Jordan
Bates	Kennard
Beckworth	Kothmann
Bernal	Mauzy
Blanchard	McKool
Bridges	Moore
Brooks	Patman
Christie	Ratliff
Connally	Schwartz
Creighton	Sherman
Grover	Snelson
Hall	Wallace
Harrington	Watson
Harris	Wilson
Herring	Word
Hightower	

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin and by unanimous consent, the reading of the Journal of yesterday was dispensed with and the Journal was approved.

#### Message From the House

Hall of the House of Representatives  
Austin, Texas,  
March 24, 1971.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. B. No. 106, A bill to be entitled "An Act relating to the inoculation and vaccination of children admitted to child caring institutions and facilities; amending Section 8(a), Chapter 1, General Laws, page 544, Acts of the 46th Legislature, Regular Session, 1939, as amended (Article 695c, Vernon's Texas Civil Statutes), to add a new Section 9a; and declaring an emergency."

H. B. No. 532, A bill to be entitled "An Act amending Subsection (6) of Section (a), Article 6686, Revised

Civil Statutes of Texas, 1925, as last amended by Chapter 30, Acts of the 58th Legislature, 1963, Regular Session, so as more specifically to specify that licensed dealers and buyers therefrom may transport their unregistered vehicles by certain methods and under specific conditions; repealing laws in conflict; providing for severability; and declaring an emergency."

S. C. R. No. 62, Commending the Houston Chapter of the National Conference of Christians and Jews, Inc., and its three honorees, Colonel James A. McDivitt, I. Weiner, and Dr. Randolph Lee Clark.

Respectfully submitted,  
DOROTHY HALLMAN,  
Chief Clerk, House of Representatives

#### Reports of Standing Committees

Senator Snelson submitted the following reports for the Committee on Oil and Gas:

S. B. No. 359.

S. B. No. 629 (Amended).

Senator Herring submitted the following reports for the Committee on Jurisprudence:

S. B. No. 196 (Adversely).

S. B. No. 343.

S. B. No. 281 (Amended).

S. B. No. 133.

S. B. No. 410.

S. B. No. 445.

S. B. No. 533.

S. B. No. 132 (Amended).

S. B. No. 7.

S. B. No. 284.

Senator Mauzy submitted the following reports for the Committee on Education:

H. B. No. 235.

S. B. No. 438.

S. B. No. 437.

S. B. No. 354 (Amended).

Senator Wilson submitted the following reports for the Committee on Constitutional Amendments:

S. J. R. No. 39.

S. J. R. No. 35.

S. J. R. No. 36.

Senator Jordan submitted the following reports for the Committee on Labor and Management Relations:

S. B. No. 798.

S. B. No. 732.

S. B. No. 551.

Senator Connally submitted the following reports for the Committee on Parks and Wildlife:

S. B. No. 302.

S. B. No. 564.

S. B. No. 566.

S. B. No. 567.

Senator Hall submitted the following reports for the Committee on County, District and Urban Affairs:

S. B. No. 592 (Amended).

S. B. No. 729.

S. B. No. 329.

S. B. No. 593 (Amended).

S. B. No. 328.

S. B. No. 669.

S. B. No. 538.

S. B. No. 510.

S. B. No. 443.

C. S. S. B. No. 242 (Read first time).

#### Senate Bills and Resolution on First Reading

Senator Herring moved that Senate Rule 108 and Section 5 of Article III of the State Constitution be suspended to permit the introduction at this time of the following bills and resolution, the provisions of which were explained.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Jordan
Bates	Kennard
Beckworth	Kothmann
Bernal	Mauzy
Blanchard	McKool
Bridges	Moore
Brooks	Patman
Christie	Ratliff
Connally	Schwartz
Creighton	Sherman
Grover	Snelson
Hall	Wallace
Harrington	Watson
Harris	Wilson
Herring	Word
Hightower	

The following bills and resolution were then introduced, read first time and referred to the Committees indicated:

By Senator Sherman:

S. B. No. 885, A bill to be entitled "An Act amending Subdivision 2 of Acts of 1899, page 105 (establishing a procedure in condemnation proceedings should the plaintiff desire to enter upon and take possession of the property sought to be condemned pending litigation) as heretofore amended (compiled as Section 2 of Article 3268, Vernon's Texas Civil Statutes) to provide for the depositing of a surety bond in lieu of an amount equal to the amount of damages awarded by the special commissioners in an eminent domain proceeding, such bond to be conditioned so as to secure all damages in excess of the award of the special commissioners that may be awarded or adjudged against the condemnor; authorizing and directing the deposit or investment of the further sum of money equal to the amount of the damages awarded by the commissioners as requested and designated by the plaintiff, and the payment of interest, if any, on such deposit or investment to the plaintiff; and providing for severability; and declaring an emergency."

To Committee on Jurisprudence.

By Senator Christie:

S. B. No. 886, A bill to be entitled "An Act amending Section 2, of the Special Laws of the 46th Legislature, 1939, page 531 (Article 7466e-1, Vernon's Civil Statutes of Texas), so as to change the term of office of the Rio Grande Compact Commissioner from

two (2) years to six (6) years; providing for his duties and expenses; and declaring an emergency."

To Committee on State Departments and Institutions.

By Senator Herring:

S. B. No. 887, A bill to be entitled "An Act relating to creating the office of district attorney for the 26th Judicial District; repealing Article 322a, Revised Civil Statutes of Texas, 1925; and declaring an emergency."

To Committee on County, District and Urban Affairs.

By Senators Kothmann, Connally and Bridges:

S. R. No. 784, Providing for the appointment of a committee composed of five Members of the Senate to investigate the Department of Parks and Wildlife.

To Committee on Administration.

#### Senate Concurrent Resolution 44

Senator Hightower offered the following resolution:

S. C. R. No. 44, Providing for the appointment of a Bicentennial Study Committee.

The resolution was read.

On motion of Senator Hightower and by unanimous consent, the resolution was considered immediately and was adopted.

#### House Bills on First Reading

The following bills received from the House, were read the first time and referred to the Committees indicated:

H. B. No. 106, To Committee on Public Health.

H. B. No. 532, To Committee on Transportation.

#### Messages From the Governor

The following messages, received from the Governor were read and referred to the Committee on Nominations:

Austin, Texas,  
March 24, 1971.

To the Senate of the Sixty-Second Legislature:

I ask the advice, consent, and confirmation of the Senate with respect to the following appointments:

To be Members of the Texas Board of Mental Health and Mental Retardation: To fill the unexpired term of Charles Hurd Brown, M.D., Wichita Falls, Wichita County, resigned, term to expire January 31, 1975: Leonides Gonzalez Cigarroa, M.D., of Laredo, Webb County. For six-year terms to expire January 31, 1977: Olin Burr Gober, M.D., of Temple, Bell County, to replace Ward R. Burke, of Diboll, Angelina County, whose term has expired; Walter Allen Brooks, M.D., of Quanah, Hardeman County, to replace Dr. Robert S. Tate, of Austin, Travis County, whose term has expired; O. J. Baker, of Prairie View, Walker County, to replace Horace E. Cromer, M.D., of Austin, Travis County, who resigned.

Respectfully submitted,  
PRESTON SMITH,  
Governor of Texas.

Austin, Texas,  
March 24, 1971.

To the Senate of the Sixty-Second Legislature:

I ask the advice, consent, and confirmation of the Senate with respect to the following appointments:

To be a Member of the Fleet Admiral Chester W. Nimitz Memorial Naval Museum Commission: For a six-year term to expire January 31, 1977: Tom Foster, of Center, Shelby County.

Respectfully submitted,  
PRESTON SMITH,  
Governor of Texas.

Austin, Texas,  
March 24, 1971.

To the Senate of the Sixty-Second Legislature:

I ask the advice, consent, and confirmation of the Senate with respect to the following appointments:

To be Members of the Board of Regents of East Texas State University: For six-year terms to expire February 15, 1977: Leon Jackson (Jack) Coker, Jr., of Texarkana, Bowie County, for reappointment; Thomas Brazelton Steely, of Paris, Lamar Coun-

ty, for reappointment; E. G. Pharr, of Lubbock, Lubbock County, to replace Luther Preston Johnston, of Lubbock, Lubbock County, whose term has expired.

Respectfully submitted,  
PRESTON SMITH,  
Governor of Texas.

#### Committee Report Withdrawn

On motion of Senator Kennard and by unanimous consent, the favorable report of the Committee on Public Health on S. B. No. 388 was withdrawn.

#### Senate Bill 285 Re-Referred

On motion of Senator Mauzy and by unanimous consent, S. B. No. 285 was withdrawn from the Committee on Insurance and re-referred to the Committee on Jurisprudence.

#### Senate Bill 388 Re-Referred

On motion of Senator Mauzy and by unanimous consent, S. B. No. 388 was withdrawn from the Committee on Jurisprudence and re-referred to the Committee on Public Health.

(President in Chair.)

#### Conference Committee on House Bill 43

Senator Hightower called from the President's table for consideration at this time, the request of the House for a Conference Committee to adjust the differences between the two Houses on H. B. No. 43 and moved that the request be granted.

The motion prevailed.

#### Resolutions Signed

The President signed in the presence of the Senate after the caption had been read, the following enrolled resolutions:

H. C. R. No. 92.

H. C. R. No. 95.

#### Senate Concurrent Resolution 65 on Second Reading

Senator Bernal moved to suspend the regular order of business and take up S. C. R. No. 65 for consideration at this time.

The motion prevailed by the following vote:

## Yeas—24

Bates	Jordan
Beckworth	Kennard
Bernal	Kothmann
Bridges	Mauzy
Brooks	McKool
Christie	Patman
Creighton	Schwartz
Hall	Sherman
Harrington	Snelson
Harris	Wallace
Herring	Watson
Hightower	Wilson

## Nays—7

Aikin	Moore
Blanchard	Ratliff
Connally	Word
Grover	

The President laid before the Senate the following resolution:

S. C. R. No. 65, ratifying the proposed amendment to the Constitution of the United States extending the right to vote of persons who are 18 years of age or older.

## PREAMBLE

Whereas, The Ninety-second Congress of the United States has adopted the following joint resolution proposing an amendment to the Constitution of the United States:

## "JOINT RESOLUTION

"Proposing an amendment to the Constitution of the United States extending the right to vote to citizens eighteen years of age or older.

"Resolved by the Senate and House of Representatives of the United States of America in Congress assembled (two-thirds of each House concurring therein), That the following article is proposed as an amendment to the Constitution of the United States, which shall be valid to all intents and purposes as part of the Constitution when ratified by the legislatures of three-fourths of the several States within seven years from the date of its submission by the Congress:

## "ARTICLE—

"Section 1. The right of citizens of the United States, who are eighteen years of age or older, to vote shall not be denied or abridged by the United States or by any State on account of age.

"Sec. 2. The Congress shall have power to enforce this article by appropriate legislation."

Now, therefore, be it

Resolved by the Legislature of the State of Texas, the Senate and the House of Representatives concurring:

Section 1. That the Legislature of the State of Texas ratifies this proposed amendment to the Constitution of the United States.

Sec. 2. That the Secretary of State of the State of Texas shall notify the Administrator of General Services of the United States and each senator and representative from Texas in the Congress of the United States of this action of the Legislature by forwarding to each of them a certified copy of this Concurrent Resolution.

BERNAL  
KOTHMANN  
JORDAN  
McKOOOL  
CHRISTIE  
BATES  
BRIDGES  
SHERMAN  
BROOKS  
WALLACE  
MAUZY  
WATSON  
KENNARD  
SCHWARTZ  
HARRINGTON  
HALL

The resolution was read and was adopted by the following vote:

## Yeas—25

Bates	Kennard
Beckworth	Kothmann
Bernal	Mauzy
Bridges	McKool
Brooks	Patman
Christie	Ratliff
Creighton	Schwartz
Hall	Sherman
Harrington	Snelson
Harris	Wallace
Herring	Watson
Hightower	Wilson
Jordan	

## Nays—6

Aikin	Grover
Blanchard	Moore
Connally	Word

## Reports of Standing Committees

By unanimous consent, Senator Herring submitted the following report for the Committee on Jurisprudence:

S. B. No. 285.

By unanimous consent, Senator Kennard submitted the following report for the Committee on Public Health:

S. B. No. 388.

(Senator Snelson in Chair.)

## House Bill 386 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 386, A bill to be entitled "An Act relating to the salary of the criminal district attorney of Hidalgo County; etc., and declaring an emergency."

The bill was read second time and was passed to third reading.

## House Bill 386 on Third Reading

Senator Bates moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 386 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Jordan
Bates	Kennard
Beckworth	Kothmann
Bernal	Mauzy
Blanchard	McKool
Bridges	Moore
Brooks	Patman
Christie	Ratliff
Connally	Schwartz
Creighton	Sherman
Grover	Snelson
Hall	Wallace
Harrington	Watson
Harris	Wilson
Herring	Word
Hightower	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

## Yeas—31

Aikin	Jordan
Bates	Kennard
Beckworth	Kothmann
Bernal	Mauzy
Blanchard	McKool
Bridges	Moore
Brooks	Patman
Christie	Ratliff
Connally	Schwartz
Creighton	Sherman
Grover	Snelson
Hall	Wallace
Harrington	Watson
Harris	Wilson
Herring	Word
Hightower	

## House Bill 600 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 600, A bill to be entitled "An Act relating to the authorization for transportation companies which operate in municipalities of the state to set special rates or fares for persons who are over the age of 65 or who are blind or disabled; and declaring an emergency."

The bill was read second time and was passed to third reading.

## House Bill 600 on Third Reading

Senator Bernal moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 600 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Jordan
Bates	Kennard
Beckworth	Kothmann
Bernal	Mauzy
Blanchard	McKool
Bridges	Moore
Brooks	Patman
Christie	Ratliff
Connally	Schwartz
Creighton	Sherman
Grover	Snelson
Hall	Wallace
Harrington	Watson
Harris	Wilson
Herring	Word
Hightower	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—31

Aikin	Jordan
Bates	Kennard
Beckworth	Kothmann
Bernal	Mauzy
Blanchard	McKool
Bridges	Moore
Brooks	Patman
Christie	Ratliff
Connally	Schwartz
Creighton	Sherman
Grover	Snelson
Hall	Wallace
Harrington	Watson
Harris	Wilson
Herring	Word
Hightower	

#### House Bill 343 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 343, A bill to be entitled "An Act adopting the Water Code, a formal revision of the general and permanent statutes relating to water rights, water development, water quality control, river compacts, and general law districts; repealing the statutes replaced by the Code; and declaring an emergency."

The bill was read second time.

Senator Creighton offered the following Committee Amendment to the bill:

Amend Sections 60.245 and 60.246 of House Bill No. 343 to read as follows:

"Sec. 60.245. STATUS OF CONVERTED DISTRICT. A district which is converted under the provisions of this subchapter shall be constituted a district operating under Article XVI, Section 59, of the Texas Constitution and shall be governed by the provisions of Chapter 62 of this code as if it had originally been organized under Article XVI, Section 59, of the Texas Constitution, except the commissioners of a converted district shall be appointed in the manner that initial commissioners are appointed under Sections 62.061 and 62.062 of this code. (41st Legis., 1st C.S., Ch. 103, Sec. 1, sen. 8.)

"Sec. 60.246. POWERS OF CONVERTED DISTRICT. (a) Nothing in this subchapter shall be construed to deprive a converted district of any powers conferred on it by the law under which it was organized.

"(b) A converted district shall have the additional powers conferred on districts under Sections 61.151, 61.161-61.168, 61.170, and 61.172-61.175 of this code, and the commissioners of a converted district shall constitute a pilot board under the provisions of Articles 8248-8257, Revised Civil Statutes of Texas, 1925.

"(c) If there is a conflict between the powers conferred by Section 60.245 of this code and the powers preserved by Subsection (a) of this section, the powers conferred by Section 60.245 shall control. (41st Legis., 1st C.S., Ch. 103, Sec. 2.)"

The Committee Amendment was read and was adopted.

Senator Creighton offered the following Committee Amendment to the bill:

Amend Subsection (a) of Section 62.061 of House Bill 343 to read as follows:

"(a) The navigation board shall include the members of the commissioners court and the mayor and aldermen or commissioners of the included city or cities acting under special charter granted by the legislature. If there is only one city or part of one city acting under special charter granted by the legislature inside the proposed district and if the charter of the city at any time authorizes the city council or city board of commissioners to be greater in number than the members of the commissioners court, the number of aldermen or city commissioners who are entitled to sit and vote as members of the board along with the mayor will be limited to that number which equals the number of members of the commissioners court. The aldermen or city commissioners entitled to act as members of the board shall be determined by the members of the city council or city board of commissioners among themselves."

The Committee Amendment was read and was adopted.

Senator Creighton offered the following Committee Amendment to the bill:

Amend Subsection (c) of Section 5.144 of House Bill No. 343 to read as follows:

"(c) If the commission believes that an appropriation or permit should be declared forfeited under this section or any other sections of this code, it should give the appropriator or permittee 30 days notice and provide him with an opportunity to be heard."

The Committee Amendment was read and was adopted.

Senator Creighton offered the following Committee Amendment to the bill:

Amend House Bill No. 343 by striking Section 3 on page 529 and renumbering the following sections.

The Committee Amendment was read and was adopted.

Senator Creighton offered the following Committee Amendment to the bill:

Amend Section 6 on page 530 of House Bill No. 343 to add a new Subsection (c) to read as follows:

"(c) In determining the effect of any provision of this code, the effective date of the provision shall be considered to be the same as the effective date of its statutory source. The purpose of this exception is to preserve the effect of any statute not expressly repealed by Section 2 of this Act."

The Committee Amendment was read and was adopted.

Senator Creighton offered the following Committee Amendment to the bill:

Amend Subsection (b) of Section 56.210 of House Bill 343 to read as follows:

"(b) Interest is shown by coupons attached to the bonds. The commissioners court may pay the interest on the bonds annually or semiannually."

The Committee Amendment was read and was adopted.

Senator Creighton offered the following Committee Amendment to the bill:

Amend Subsection (b) of Section 53.184 of House Bill No. 343 to read as follows:

"(b) Interest is shown by coupons attached to the bonds. The board may pay the interest on the bonds annually or semiannually."

The Committee Amendment was read and was adopted.

Senator Creighton offered the following Committee Amendment to the bill:

Amend Subsection (b) of Section 57.213 of House Bill No. 343 to read as follows:

"(b) Interest is shown by coupons attached to the bonds, and the commissioners court of jurisdiction shall determine whether the board will pay the interest on the bonds annually or semiannually."

The Committee Amendment was read and was adopted.

Senator Creighton offered the following Committee Amendment to the bill:

Amend Subsection (b) of Section 5.044 of House Bill No. 343 to read as follows:

"(b) If any public road, highway, or public bridge is located on the ground necessary for a damsite, reservoir, or lake, the commissioners court shall change the road and remove the bridge so that it does not interfere with the construction of the proposed dam, reservoir, or lake. the party desiring to construct the dam, reservoir, or lake shall pay the expense of moving the bridge or roadway."

The Committee Amendment was read and was adopted.

On motion of Senator Creighton and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to third reading.

#### Record of Votes

Senators Herring and Harris asked to be recorded as voting "Nay" on the passage of the bill to third reading.

#### House Bill 343 on Third Reading

Senator Creighton moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and



that H. B. No. 343 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Kennard
Bates	Kothmann
Beckworth	Mauzy
Bernal	McKool
Blanchard	Moore
Bridges	Patman
Brooks	Ratliff
Christie	Schwartz
Connally	Sherman
Creighton	Snelson
Grover	Wallace
Hall	Watson
Harrington	Wilson
Hightower	Word
Jordan	

Nays—2

Harris                      Herring

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed.

Record of Votes

Senators Herring, Watson and Harris asked to be recorded as voting "Nay" on the final passage of the bill.

House Bill 347 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 347, A bill to be entitled "An Act changing the name of the Harris County Houston Ship Channel Navigation District of Harris County, Texas, to the Port of Houston Authority of Harris County, Texas; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 347 on Third Reading

Senator Brooks moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 347 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Jordan
Bates	Kennard
Beckworth	Kothmann
Bernal	Mauzy
Blanchard	McKool
Bridges	Moore
Brooks	Patman
Christie	Ratliff
Connally	Schwartz
Creighton	Sherman
Grover	Snelson
Hall	Wallace
Harrington	Watson
Harris	Wilson
Herring	Word
Hightower	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—31

Aikin	Jordan
Bates	Kennard
Beckworth	Kothmann
Bernal	Mauzy
Blanchard	McKool
Bridges	Moore
Brooks	Patman
Christie	Ratliff
Connally	Schwartz
Creighton	Sherman
Grover	Snelson
Hall	Wallace
Harrington	Watson
Harris	Wilson
Herring	Word
Hightower	

House Bill 348 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 348, A bill to be entitled "An Act authorizing the Harris County Houston Ship Channel Navigation District of Harris County, Texas, to provide for the prevention, detection, control, and fighting of fires and explosions on and adjacent to waterways, channels and turning basins within its jurisdiction; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 348 on Third Reading**

Senator Brooks moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 348 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Jordan
Bates	Kennard
Beckworth	Kothmann
Bernal	Mauzy
Blanchard	McKool
Bridges	Moore
Brooks	Patman
Christie	Ratliff
Connally	Schwartz
Creighton	Sherman
Grover	Snelson
Hall	Wallace
Harrington	Watson
Harris	Wilson
Herring	Word
Hightower	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—31

Aikin	Jordan
Bates	Kennard
Beckworth	Kothmann
Bernal	Mauzy
Blanchard	McKool
Bridges	Moore
Brooks	Patman
Christie	Ratliff
Connally	Schwartz
Creighton	Sherman
Grover	Snelson
Hall	Wallace
Harrington	Watson
Harris	Wilson
Herring	Word
Hightower	

**House Bill 453 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 453, A bill to be entitled "An Act relating to safety of persons engaged in activities in the proximity

of high voltage electric lines; prescribing penalties for violation; and declaring an emergency."

The bill was read second time.

Senator Word offered the following Committee Amendment to the bill:

Amend subsection (2) of Section One of H. B. 453 by substituting the following:

(2) "Overhead line" means all bare or insulated electrical conductors installed above ground except those conductors that are de-energized and grounded or that are enclosed in rigid metallic conduit.

The Committee Amendment was read and was adopted.

Senator Word offered the following Committee Amendment to the bill:

Amend H. B. No. 453, by adding the following Section 5A immediately following Section 5:

Section 5A. In addition to the minimum distances prescribed in Sections 3 and 4 of this Act, the operation of equipment or machines described in Section 5 or any part of such equipment or machines within 10 feet of any high voltage overhead line shall be unlawful unless danger against contact with high voltage overhead lines has been effectively guarded against pursuant to the provisions of Section 6 of this Act.

The Committee Amendment was read and was adopted.

On motion of Senator Word and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to third reading.

**House Bill 453 on Third Reading**

Senator Word moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 453 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Jordan
Bates	Kennard
Beckworth	Kothmann
Bernal	Mauzy
Blanchard	McKool
Bridges	Moore
Brooks	Patman
Christie	Ratliff
Connally	Schwartz
Creighton	Sherman
Grover	Snelson
Hall	Wallace
Harrington	Watson
Harris	Wilson
Herring	Word
Hightower	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

## Yeas—31

Aikin	Jordan
Bates	Kennard
Beckworth	Kothmann
Bernal	Mauzy
Blanchard	McKool
Bridges	Moore
Brooks	Patman
Christie	Ratliff
Connally	Schwartz
Creighton	Sherman
Grover	Snelson
Hall	Wallace
Harrington	Watson
Harris	Wilson
Herring	Word
Hightower	

## House Bill 76 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 76, A bill to be entitled "An Act to be known as the 'Professional Services Procurement Act'; etc., and declaring an emergency."

The bill was read second time and was passed to third reading.

## Record of Vote

Senator Brooks asked to be recorded as voting "Nay" on the passage of the bill to third reading.

## House Bill 76 on Third Reading

Senator Creighton moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 76 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—30

Aikin	Jordan
Bates	Kennard
Beckworth	Kothmann
Bernal	Mauzy
Blanchard	McKool
Bridges	Moore
Christie	Patman
Connally	Ratliff
Creighton	Schwartz
Grover	Sherman
Hall	Snelson
Harrington	Wallace
Harris	Watson
Herring	Wilson
Hightower	Word

## Nays—1

Brooks

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

## Yeas—30

Aikin	Jordan
Bates	Kennard
Beckworth	Kothmann
Bernal	Mauzy
Blanchard	McKool
Bridges	Moore
Christie	Patman
Connally	Ratliff
Creighton	Schwartz
Grover	Sherman
Hall	Snelson
Harrington	Wallace
Harris	Watson
Herring	Wilson
Hightower	Word

## Nays—1

Brooks

## Committee Substitute

## Senate Bill 51 on Second Reading

Senator McKool moved to suspend the regular order of business and take up C. S. S. B. No. 51 for consideration at this time.

The motion prevailed by the following vote:

## Yeas—23

Aikin	Kennard
Bates	Kothmann
Beckworth	Mauzy
Bernal	McKool
Bridges	Patman
Brooks	Schwartz
Christie	Sherman
Hall	Snelson
Harrington	Wallace
Herring	Watson
Hightower	Wilson
Jordan	

## Nays—7

Blanchard	Harris
Connally	Moore
Creighton	Ratliff
Grover	

## Absent

Word

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

C. S. S. B. No. 51, A bill to be entitled "An Act providing for a system of quadrennial voter registration, with provisions for renewal of registration for a succeeding quadrennium; also providing for transfer of voter registration duties and other election duties; also providing certain rules and procedures for voting; containing penal provisions; amending the Texas Election Code as follows: amending Sections 14 and 41a (Articles 2.06 and 5.09a, Vernon's Texas Election Code); adding Section 41b; amending Sections 42a, 43a, 45a, 45b, 46n, 47a, and 48a (Articles 5.10a, 5.11a, 5.13a, 5.13b, 5.14a, 5.15a, and 5.16a); adding Section 48b; amending Section 50a (Article 5.18a); adding Section 50b, 50c, and 50d; amending Subsection 1 of Section 51a (Article 5.19a); amending Sections 51b and 53a (Articles 5.19b and 5.21a); adding Section 54c; amending Sections 90 and 93 (Articles 8.08 and 8.11); amending Section 37 (Article 5.05) by adding Subdivision 2c; amending Subsections (4), (5), and (6) of Section 179a (Article 13.01a); and repealing Sections 44a, 44b, and 55 (Articles 5.12a, 5.12b, and 5.23); making the Act effective only upon the occurrence of certain court actions or the adoption of a constitu-

tional amendment; and declaring an emergency."

The bill was read second time.

Question—Shall C. S. S. B. No. 51 be passed to engrossment?

## Message From the House

Hall of the House of Representatives  
Austin, Texas,  
March 24, 1971.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. C. R. No. 97, Congratulating the 80 young ladies of the Navasota Chapter of the Future Homemakers of America as they observe National F.H.A. Week.

Respectfully submitted,

DOROTHY HALLMAN,  
Chief Clerk, House of Representatives

## Senate Concurrent Resolution 66

Senator Wilson offered the following resolution:

S. C. R. No. 66, Requesting return of S. B. No. 333 from the Governor for certain technical corrections.

The resolution was read.

On motion of Senator Wilson and by unanimous consent, the resolution was considered immediately and was adopted.

## Notice of Executive Session

Senator Christie gave notice that he would on tomorrow move for an Executive Session at 11:30 o'clock a.m.

## Memorial Resolution

S. R. No. 785—By Senators Harris, McKool and Mauzy: Memorial resolution for Bernard (Beanie) Siegel.

## Welcome and Congratulatory Resolutions

H. C. R. No. 28—Inviting the Honorable Lloyd M. Bentsen, Jr., U. S. Senator from Texas to address joint session of 62nd Legislature.

H. C. R. No. 77—In honor of Joe D. Hernandez (Amended.)

H. C. R. No. 97—Congratulating Navasota Chapter, Future Homemakers of America.

S. R. No. 779—By Senator Schwartz: Extending welcome to Miss Ann Koebig.

S. R. No. 780—By Senator Herring: Extending welcome to teacher and students, Florence Junior High School.

S. R. No. 781—By Senator McKool: Extending welcome to Sam Dougherty and Fred Bruner.

S. R. No. 782—By Senators Herring and Hightower: Extending appreciation to William E. "Rooster" Andrews.

S. R. No. 783—By Senator Wilson: Naming William Maurice Harris, Jr., as honorary page of The Senate, 62nd Legislature.

S. R. No. 786—By Senator Watson: Extending welcome to Mrs. Maurice Frederick, et al.

#### Adjournment

On motion of Senator Aikin the Senate at 12:25 o'clock p.m., adjourned until 10:00 o'clock a.m. tomorrow.

#### FORTY-FOURTH DAY

(Thursday, March 25, 1971)

The Senate met at 10:00 o'clock a.m., pursuant to adjournment, and was called to order by the President Pro Tempore.

The roll was called and the following Senators were present:

Aikin	Jordan
Bates	Kennard
Beckworth	Kothmann
Bernal	Mauzy
Blanchard	McKool
Bridges	Moore
Brooks	Patman
Christie	Ratliff
Connally	Schwartz
Creighton	Sherman
Grover	Snelson
Hall	Wallace
Harrington	Watson
Harris	Wilson
Herring	Word
Hightower	

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

#### Message From the House

Hall of the House of Representatives  
Austin, Texas,  
March 25, 1971.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

The House refused to concur in Senate amendments to House Bill No. 198 and has requested the appointment of a Conference Committee to consider the differences between the two Houses.

Conferees: Nichols, Chairman; Parker of Jefferson, Jungmichael, Sherman and Traeger.

Respectfully submitted,

DOROTHY HALLMAN,  
Chief Clerk, House of Representatives

#### Reports of Standing Committees

Senator Ratliff submitted the following report for the Committee on Banking:

S. B. No. 473.

Senator Herring submitted the following report for the Committee on Jurisprudence:

S. C. R. No. 20.

Senator Blanchard submitted the following report for the Committee on Insurance:

S. B. No. 432 (Amended).

Senator Patman submitted the following report for the Committee on Agriculture and Livestock:

C. S. S. B. No. 398 (Read first time).

Senator Moore submitted the following reports for the Committee on State Affairs:

C. S. S. B. No. 191 (Read first time).

S. B. No. 470.